

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN EXAMINATION BY THE PUBLIC SERVICE )  
COMMISSION OF THE APPLICATION OF THE FUEL )  
ADJUSTMENT CLAUSE OF LOUISVILLE GAS AND ) CASE NO. 98-565-A  
ELECTRIC COMPANY FROM NOVEMBER 1, 1998 )  
TO APRIL 30, 1999 )

ORDER

Kentucky Industrial Utility Customers ( KIUC ) has moved for a procedural schedule in this matter that will permit intervening parties to conduct discovery and submit testimony. Louisville Gas and Electric Company ( LG&E ) has responded to the motion and moved to expand the scope of this proceeding to include the period ending June 30, 1999. Having considered the motions and being otherwise sufficiently advised, the Commission finds that KIUC s motion should be granted. We further find that, as Administrative Regulation 807 KAR 5:056 does not authorize any expansion of the review periods and as no final decision has been rendered in Case No. 98-426,<sup>1</sup> LG&E s Motion to Expand Scope of Proceeding should be denied.

IT IS THEREFORE ORDERED that:

1. KIUC s Motion to Establish Procedural Schedule is granted.
2. LG&E s Motion to Expand Scope of Proceeding is denied.
3. The procedural schedule set forth in the Appendix to this Order shall be followed.

---

<sup>1</sup> Case No. 98-426, Application of Louisville Gas and Electric Company for Approval of An Alternative Method of Regulation of Its Rates and Service.

4. All requests for information and responses thereto shall be appropriately indexed. All responses shall include the name of the witness who will be responsible for responding to the questions related to the information provided, with copies to all parties of record and 10 copies to the Commission.

5. LG&E shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, it shall forward a duplicate of the notice and request to the Commission.

6. At any hearing in this matter, neither opening statements nor summarization of direct testimony shall be permitted.

7. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

8. All documents that this Order requires to be filed with the Commission shall be served upon all other parties by first class mail or express mail.

9. To be timely filed with the Commission, a document must be received by the Secretary of the Commission within the specified time for filing except that any document shall be deemed timely filed if it has been transmitted by United States express mail, or by other recognized mail carriers, with the date the transmitting agency received said document from the sender noted by the transmitting agency on the outside of the container used for transmitting, within the time allowed for filing.

10. Service of any document or pleading shall be made in accordance with Administrative Regulation 807 KAR 5:001, Section 3(7), and Kentucky Civil Rule 5.02.

Done at Frankfort, Kentucky, this 16<sup>th</sup> day of July, 1999.

By the Commission

ATTEST:

---

Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 98-565-A DATED JULY 16, 1999

LG&E shall file with the Commission and serve upon all parties  
of record its responses to the requests for information no later than..... 07/16/99

All supplemental requests for information to LG&E shall be served  
upon LG&E no later than..... 07/26/99

LG&E shall file with the Commission and serve upon all parties  
of record its responses to the supplemental requests for  
information no later than..... 08/06/99

Intervenor testimony, if any, shall be filed with the Commission  
and served upon all parties of record in verified prepared form  
no later than ..... 08/16/99

All requests for information to  
Intervenors shall be served no later than ..... 08/26/99

Intervenors shall file with the Commission and serve upon all parties  
of record its responses to requests for information no later than..... 09/06/99

LG&E s rebuttal testimony, if any, shall be filed with the Commission  
and served upon all parties of record in verified prepared form  
no later than ..... 09/16/99

Last day for LG&E to publish notice  
of hearing date ..... 09/24/99

Public Hearing is to begin at 9:00 a.m., Eastern  
Time, or as soon thereafter as the case is called,  
in Hearing Room 1 of the Commission's offices  
at 730 Schenkel Lane, Frankfort, Kentucky,  
for the purpose of cross-examination of witnesses ..... 10/01/99